IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

WP(C).No. 11667 of 2007(L)

PETITIONER:
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1. HARISH.M.M., AGED 27 YEARS,
S/O.ABDULLA, RESIDING AT MAVVAL,
PALLIKARA VILLAGE, HOSDURG TALUK.

2. ABDULLA, AGED 50 YEARS,
S/O.MOIDEENKUTTY, RESIDING AT MAVVAL,
PALLIKARA VILLAGE, HOSDURG TALUK.

BY ADV. SRI.SURESH KUMAR KODOTH

RESPONDENTS:

THE DY.SUPERINTENDENT OF POLICE,
KANHANGAD.

BY GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C).NO.11667 OF 2007 (L)

Dated this the 12th day of April, 2007

J U D G M E N T

KOSHY,J.

This is a petition alleging police harassment. It is submitted that petitioner's wife filed complaint before the police with allegations to proceed under Section 498A of the Indian Penal Code. However, before registering the crime police called the petitioner for compromise. She also wanted not to proceed with criminal case but only intended a compromise. But petitioner refused to go to the police station. When a complaint is recorded calling the petitioner to the police station and granting time for compromise cannot be called as “harassment”. However, in future, if petitioner is called to the police station, he may be given written summons and he shall not be harassed and if compromise is not possible,

police will be free to take proper action on the petition filed by the wife according to law. With the above observations this writ petition is disposed of.

J.B.KOSHY, JUDGE

T.R.RAMACHANDRAN NAIR, JUDGE

prp

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

O.P.NO. OF 2006 ()

J U D G M E N T

1th January, 2007